



புதுச்சேரி மாநில அரசிதழ்

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PART - I

சிறப்பு வெளியீடு

EXTRAORDINAIRE

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அதிகாரம் பெற்ற
வெளியீடு

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No. } 91	Poudouchéry	Mercredi	14	Octobre	2015 (22 Asvina 1937)
No. }	Puducherry	Wednesday	14th	October	2015

IN THE COURT OF THE SUBDIVISIONAL MAGISTRATE, KARAIKAL

M.C. No. 53/2015

ORDER UNDER SECTION 144 (i), (ii) and (iii) of Cr. P.C.

To
Siva @ Karai Siva @ Sivanesan (27/15),
S/o. Pandian and Dhana Valli,
No. 5/3, Agraharam, Kovilpathu,
Karaikal.

Whereas, a report was received from the Station House Officer, Karaikal Town Police Station, *vide* their I.R.No. 19/2015, dated 3-10-2015 under section 144 (i) (ii) and (iii) Cr. P.C stating that you have been indulging in serious offences like organized gang war and extortion and thereby became a perennial source of threat to the community and disturbance to the public tranquility;

Whereas, the report reveals that you have involved in cases of following nature as listed out by the Station House Officer, Karaikal Town Police Station:-

Sl. No.	Crime No. and section of law	Details of the crime
(1)	(2)	(3)
1	484/2012, under sections 147,148,302 of I.P.C. r/w. 3(2) (V) of SC/ST Act of Nagore Police Station.	A case registered on complaint from S.Vetriselvam, S/o. Settu, 70, Amirtha Nagar,Tsunami Quarters, Vannankarai, Nagore on that on 5-11-2012 @ 18.30 hrs. that the onset of gang rivalry between gangs of one Rangaiyan and Anbu, the deceased was murdered on 5-11-2012 @ 18.30 hrs.
2	90/2013, under sections 147,450,459, 332, 342, IPC, r/w.149 of IPC and 27 of Arms Act and 120(B) IPC @ 147,449, 342,332,506, (II) 27 of Arms Act, dated 29-8-2013 of the Yanam Police Station, Puducherry.	A case was registered on complaint filed by the Assistant Superintendent of Special Sub-Jail,Yanam, that the accused person A.11, Siva @ Karai Siva @ Sivanesan, S/o. Pandian, aged 27/15 gathered in assembly with others with common object and entered the Yanam Sub-Jail at 05.20 hrs. on 29-8-2013 by scaling over the backside compound wall along with knife, petrol can and chilly powder with preparation to commit murder of one of the convicted in mate, namely Murder Manikandan, while such an attempt was foiled, meanwhile one of the jail duty Warden was tied with rope and his mouth was plastered to wrongful confinement. All accused were arrested and a case is undertrial in the Hon'ble Judicial Magistrate Court,Yanam, Puducherry, <i>vide</i> PRC. No. 01/2014.
3	06/2014, under section 25(1) Arms Act, dated 7-1-2014 of Karaikal Town Police Station.	Was arrested in suspicious circumstances on 7-1-2014 in possession of one sickle hidden on his back in the public place with intention to commit cognizable offence like causing hurt against human body, case pending before Hon'ble Judicial Magistrate-II Court, Karaikal <i>vide</i> CC. No. 51/2014.
4	410/2015, under sections 5(1)(a)(b) and 25(l) (a) (1b) (e) of Indian Arms Act, 1959 dated 10-8-2015 of the Thiruvarur Police Station,Tamil Nadu.	Was arrested on 9-8-2015 at 23.00 hrs. in the Thiruvarur -Nagapattinam by-pass road while the accused Siva @ Karai Siva @ Sivanesan, S/o. Pandian, aged 27/15 was arrested while in possession of one country made Thupakki with intention to commit cognizable offence (under investigation.)

And whereas, it is apprehended that you will continue to indulge in serious offences like organized gang war extortion and thereby become a perennial source of threat to the community and disturbance to the public peace and order. Such situation cannot be handled effectively by taking recourse to usual procedures contemplated by law. Hence, it is necessary that special provision under section 144 (i) (ii) and (iii) Cr. P.C is invoked to take action against you to prevent imminent danger to the lives and properties of the citizen and uphold public peace and order;

And whereas, I am satisfied that based on the information placed before me and other facts which are broughtout through enquiry report placed by the Station House Officer, Town Police Station, Karaikal, if allowed to be free handed, your free movement within the Karaikal district would cause fear and apprehension in the minds of general public;

And whereas, while you were summoned to this court on 9-10-2015 at 3.30 p.m. and enquired on the cases registered on you at various police stations of Karaikal, Nagore and Thiruvarur, your depositions could not prove your innocence as you pleaded before this court;

And whereas, in my opinion, it has been made to appear to me that there are sufficient grounds for proceeding against you under section 144 (i), (ii) & (iii) of Cr. P.C.;

I do hereby order you not to enter the entire region of Karaikal district which is under the jurisdiction of this court, for a period of two months.

This order will remain in force for two months from 9-10-2015 (6.00 p.m) to 8-12-2015 (6.00 p.m.).

Dated, this 9th day of October 2015.

S. MANICKA DEEPAN,
Sub-Divisional Magistrate.
